

1 ORRICK, HERRINGTON & SUTCLIFFE LLP  
KAREN G. JOHNSON-MCKEYAN (SBN 121570)  
2 kjohnson-mckewan@orrick.com  
ANNETTE L. HURST (SBN 148738)  
3 ahurst@orrick.com  
GABRIEL M. RAMSEY (SBN 209218)  
4 gramsey@orrick.com  
405 Howard Street, San Francisco, CA 94105  
5 Tel: 1.415.773.5700 / Fax: 1.415.773.5759  
PETER A. BICKS (*pro hac vice*)  
6 pbicks@orrick.com  
LISA T. SIMPSON (*pro hac vice*)  
7 lsimpson@orrick.com  
51 West 52<sup>nd</sup> Street, New York, NY 10019  
8 Tel: 1.212.506.5000 / Fax: 1.212.506.5151

9 BOIES, SCHILLER & FLEXNER LLP  
DAVID BOIES (*pro hac vice*)  
10 dboies@bsflp.com  
333 Main Street, Armonk, NY 10504  
11 Tel: 1.914.749.8200 / Fax: 1.914.749.8300  
STEVEN C. HOLTZMAN (SBN 144177)  
12 sholtzman@bsflp.com  
1999 Harrison St., Ste. 900, Oakland, CA 94612  
13 Tel: 1.510.874.1000 / Fax: 1.510.874.1460

14 ORACLE CORPORATION  
DORIAN DALEY (SBN 129049)  
dorian.daley@oracle.com  
15 DEBORAH K. MILLER (SBN 95527)  
deborah.miller@oracle.com  
16 MATTHEW M. SARBORARIA (SBN 211600)  
matthew.sarboraria@oracle.com  
17 RUCHIKA AGRAWAL (SBN 246058)  
ruchika.agrawal@oracle.com  
18 500 Oracle Parkway,  
Redwood City, CA 94065  
19 Tel: 650.506.5200 / Fax: 650.506.7117

20 *Attorneys for Plaintiff*  
ORACLE AMERICA, INC.

21 UNITED STATES DISTRICT COURT  
22 NORTHERN DISTRICT OF CALIFORNIA  
23 SAN FRANCISCO DIVISION

24 ORACLE AMERICA, INC.  
25 Plaintiff,  
26 v.  
27 GOOGLE INC.  
28 Defendant.

Case No. CV 10-03561 WHA

**DECL. OF ANDREW D. SILVERMAN  
ADMIN. MOT. TO FILE UNDER SEAL  
RE ORACLE'S REPLY TO ORACLE'S  
MIL #5 RE SIMONSON ECF NO. 1556**

Dept.: Courtroom 8, 19th Floor  
Judge: Honorable William H. Alsup

I, Andrew D. Silverman, declare and state as follows:

1. I am a member of the bars of the States of California, New York, and the District of Columbia, admitted to practice before this Court, and an associate with the law firm of Orrick, Herrington & Sutcliffe LLP (“Orrick”), attorneys of record for plaintiff Oracle America, Inc. (“Oracle”). I am familiar with the events, pleadings and discovery in this action and, if called upon as a witness, I could and would testify competently to the matters stated herein of my own personal knowledge.

2. I submit this declaration in support of Oracle’s Administrative Motion To File Under Seal Re Oracle’s Reply to Oracle’s MIL #5 Re Dr. Simonson ECF No. 1556 (“Reply”).

3. Google has designated the following portions of Oracle’s Reply as “CONFIDENTIAL” or “HIGHLY CONFIDENTIAL—ATTORNEYS EYES ONLY” pursuant to the Protective Order:

Page/Line Number	Text to be Sealed
p. 1, line 17	Text in quotations following the word “no”
p. 1, lines 19-23	Offset text following the citation “97:15-98:16”
p. 3, lines 3-5	Offset text following the citation “38:6-12”
p. 3, lines 13-17	Offset text following the citation “59:7-20”

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed this 13th day of April, 2016, at New York, NY.

*/s/ Andrew D. Silverman*

Andrew D. Silverman